

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF ILLINOIS
EAST ST. LOUIS DIVISION**

CATHERINE ALEXANDER,)	
)	
Plaintiff,)	
)	
-vs-)	
)	
TAKE-TWO INTERACTIVE SOFTWARE, INC.,)	
2K GAMES, INC.; 2K SPORTS, INC.; WORLD)	Case No. 3:18-cv-966-SMY
WRESTLING ENTERTAINMENT, INC.;)	
VISUAL CONCEPTS ENTERTAINMENT;)	
YUKE’S CO., LTD.; AND YUKE’S LA INC.,)	
)	
Defendants.)	
)	

DEFENDANTS’ SECOND AMENDED RULE 26(a)(3) PRETRIAL DISCLOSURES

Take-Two Interactive Software, Inc., 2K Games, Inc., 2K Sports, Inc., Visual Concepts Entertainment, and World Wrestling Entertainment, Inc. (collectively, “Defendants”), by counsel, and in accordance with Federal Rule of Civil Procedure 26(a)(3) submit the following for their Second Amended Pretrial Disclosures:

I. LIVE TESTIFYING WITNESSES

Federal Rule of Civil Procedure 26(a)(3)(A)(i) calls for “the name, and if not previously provided, address and telephone number of each witness—separately identifying those the party expects to present and those it may call if the need arises.”

Defendants expect to call the following witnesses:

Name	Address	Telephone
Ian Bogost	Washington University CB 1174 One Brookings Dr. St. Louis, MO 63130	(314) 935-4056

Name	Address	Telephone
Nina Grace Jablonski	Department of Anthropology The Pennsylvania State University 409 Carpenter Building University Park, PA 16802	(814) 865-2509
E. Deborah Jay	2000 Broadway St., Suite 143 Redwood City, CA 94063	(415) 533-0020
Edward Kiang	c/o Curtis Krasik K&L Gates LLP 210 Sixth Avenue Pittsburgh, PA 15222	(412) 355-8608
James E. Malackowski	c/o Ocean Tomo 200 West Madison St. 37th Floor Chicago, IL 60606	(312) 327-4400
Randy Orton	c/o Curtis Krasik K&L Gates LLP 210 Sixth Avenue Pittsburgh, PA 15222	(412) 355-8608
Alfredo Brody	c/o Dale Cendali Kirkland & Ellis LLP 601 Lexington Avenue New York, NY 11106	(212) 446-4800

Defendants may call the following witnesses if the need arises:

Name	Address	Telephone
Catherine Alexander	c/o Plaintiff Counsel	
Christopher Snyder	c/o Dale Cendali Kirkland & Ellis LLP 601 Lexington Avenue New York, NY 11106	(212) 446-4800
Mark Little	c/o Dale Cendali Kirkland & Ellis LLP 601 Lexington Avenue New York, NY 11106	(212) 446-4800

Defendants may seek the Court's permission to present the testimony of any of the foregoing witnesses who suffer from elevated health risks via live videoconference.

II. TESTIMONY THROUGH DEPOSITION DESIGNATION

Federal Rule of Civil Procedure 26(a)(3)(A)(ii) calls for "the designation of those witnesses whose testimony the party expects to present by deposition and, if not taken stenographically, a transcript of the pertinent parts of the deposition."

Defendants expect to offer or may offer, if the need arises, the deposition testimony identified in **Exhibit A**. Defendants also reserve the right to designate any deposition testimony based upon any deposition designations offered by Plaintiff. Pursuant to the Court's January 25, 2022, Case Management Order (Dkt. No. 258), Defendants will work with Plaintiff to jointly submit deposition designations and objections to the Court via email by September 7, 2022.

III. EXHIBITS

Federal Rule of Civil Procedure 26(a)(3)(A)(iii) calls for "an identification of each document or other exhibit, including summaries of other evidence—separately identifying those items the party expects to offer and those it may offer if the need arises."

Defendants expect to offer or may offer, if the need arises, the documents and other exhibits identified in the exhibit list attached hereto as **Exhibit B**.

Defendants reserve the right to use discovery answers, pleadings, any other documents exchanged in discovery, and any and all exhibits designated by Plaintiff if the need arises. Defendants reserve the right to use any materials brought to Court by any witness.

Defendants further reserve the right to utilize demonstrative exhibits, including without limitation illustrations, summaries, charts, models, computer animations, PowerPoint presentations, videos, and enlargements of portions of exhibits.

Defendants preserve all objections to any and all exhibits identified and/or offered by Plaintiff. They are unaware at this time of any additional exhibits that they may offer if the need arises, but reserve the right to present rebuttal or impeachment evidence as necessary.

Dated: August 26, 2022

Respectfully submitted,

/s/ Dale M. Cendali

Dale M. Cendali (admitted *pro hac vice*)
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Attorneys for Defendants 2K Games, Inc., 2K Sports, Inc., Take-Two Interactive Software, Inc., and Visual Concepts Entertainment

/s/ Jerry McDevitt (with consent)

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Attorneys for World Wrestling Entertainment, Inc.

EXHIBIT A – DEFENDANTS’ DEPOSITION DESIGNATIONS**Catherine Alexander – January 15, 2019**

12:11 - 12:13	65:23 - 65:23	105:4 - 105:6	149:15 - 150:12
18:3 - 18:13	66:2 - 66:6	105:8 - 105:8	150:19 - 150:24
18:16 - 18:17	66:8 - 66:8	105:18 - 106:2	151:13 - 151:15
18:19 - 21:3	75:19 - 76:4	106:4 - 109:7	151:19 - 151:24
21:4 - 21:6	76:20 - 76:21	109:11 - 109:11	152:23 - 153:5
21:9 - 21:9	76:23 - 76:23	109:14 - 109:18	153:10 - 153:16
21:11 - 21:12	77:2 - 77:5	109:20 - 110:10	154:24 - 155:5
21:15 - 21:15	77:15 - 78:2	110:12 - 110:12	155:10 - 156:3
21:17 - 21:18	78:12 - 78:15	110:14 - 110:19	159:3 - 159:10
21:20 - 21:20	82:12 - 82:21	111:1 - 111:14	159:15 - 159:17
22:13 - 22:17	83:1 - 83:6	112:7 - 112:19	159:19 - 159:19
22:22 - 22:22	83:10 - 83:13	113:2 - 113:6	160:6 - 160:7
22:24 - 23:1	86:22 - 86:24	113:18 - 114:24	160:9 - 160:9
23:5 - 23:5	87:4 - 87:22	116:17 - 116:20	160:11 - 160:13
23:7 - 23:14	87:24 - 88:1	119:4 - 120:1	161:4 - 162:14
23:15 - 23:19	88:3 - 89:7	120:19 - 121:24	166:22 - 167:3
23:22 - 23:22	89:9 - 89:9	124:14 - 124:16	167:15 - 167:15
24:20 - 24:24	89:11 - 89:15	124:22 - 125:10	171:2 - 171:8
25:9 - 26:2 *	89:19 - 89:19	125:17 - 125:18	171:16 - 171:18
26:6 - 26:22 *	89:21 - 90:10	125:20 - 125:20	171:21 - 171:21
36:19 - 36:23	90:13 - 90:13	125:22 - 126:23	171:23 - 172:1
36:24 - 37:9	90:17 - 90:20	126:24 - 127:3	172:3 - 172:3
37:12 - 37:12	90:21 - 90:23	127:6 - 127:15	172:5 - 172:7
37:14 - 37:16	90:24 - 91:4	128:7 - 129:8	172:9 - 172:16
37:17 - 37:24	91:5 - 91:11	129:10 - 129:11	172:18 - 172:18
38:2 - 38:3	91:13 - 91:13	129:17 - 130:13	172:20 - 172:21
40:15 - 40:20	93:10 - 93:13	131:17 - 131:23	172:23 - 173:7
40:21 - 40:24	93:22 - 94:13	132:9 - 132:13	173:11 - 173:17
42:2 - 43:5	94:16 - 94:16	132:20 - 133:11	173:19 - 173:20
43:6 - 43:19	94:22 - 95:19	136:16 - 136:20	176:24 - 177:5
51:14 - 51:20	96:20 - 97:3	137:13 - 138:17	177:19 - 177:20
51:21 - 51:21	97:7 - 97:7	139:13 - 139:22	177:23 - 178:5
51:23 - 51:23	97:9 - 97:21	140:2 - 140:13	179:2 - 179:11
52:3 - 52:17	97:23 - 98:1	140:24 - 141:4	180:22 - 180:24
56:13 - 57:8	98:7 - 99:1	141:12 - 142:24	181:6 - 181:9
61:18 - 64:2	99:5 - 99:15	144:12 - 144:14	182:24 - 183:4
64:4 - 64:22	99:19 - 100:23	144:16 - 144:16	183:13 - 183:15
64:24 - 64:24	103:16 - 103:24	148:1 - 148:5	183:18 - 183:19
65:2 - 65:8	104:14 - 104:17	148:18 - 148:21	183:21 - 184:4
65:12 - 65:12	104:19 - 104:24	149:2 - 149:11	184:6 - 184:9
65:14 - 65:21	105:2 - 105:2	149:13 - 149:13	184:11 - 184:16

* These designations are conditional and Defendants will withdraw them in the event that Defendants’ motion *in limine* to exclude Ms. Alexander’s out of court statements to an unidentified WWE employee is granted.

186:3 - 187:4
188:7 - 188:21

197:6 - 197:24
198:3 - 199:3

199:14 - 199:15
199:17 - 199:18

199:21 - 201:6
201:8 - 201:8

EXHIBIT B – LIST OF DEFENDANTS’ EXHIBITS

Defendants’ Exhibit No.	Description
1	Physical Exhibit: <i>WWE 2K16</i> for XBox One (Defendants’ Summary Judgment Ex. 16) ¹
2	Physical Exhibit: <i>WWE 2K17</i> for XBox One (Defendants’ Summary Judgment Ex. 17)
3	Physical Exhibit: <i>WWE 2K18</i> for XBox One (Defendants’ Summary Judgment Ex. 18)
4	Webpage for <i>WWE 2K16</i> , Standard Edition, available at https://2k.com/en-US/game/wwe-2k16-standard-edition/
5	<i>WWE 2K16</i> Gameplay Image of Randy Orton (Bogost Rpt. at 28)
6	Video Recording of <i>WWE 2K16</i> (Defendants’ Summary Judgment Ex. 1, Appendix A)
7	<i>WWE 2K16</i> Gameplay - Roman Reigns vs. Randy Orton
8	<i>WWE 2K16</i> Gameplay - John Cena vs. Randy Orton
9	<i>WWE 2K16</i> Gameplay - Royal Rumble
10	<i>WWE 2K16</i> Gameplay - Randy Orton vs. John Cena
11	<i>WWE 2K16</i> Gameplay - Seth Rollins vs. Stone Cold Steve Austin
12	Webpage for <i>WWE 2K 17</i> , Standard Edition, <i>WWE 2K 17</i> , available at https://2k.com/en-US/game/wwe-2k17-standard-edition/
13	Video Recording of <i>WWE 2K17</i> (Defendants’ Summary Judgment Ex. 1, Appendix B)
14	<i>WWE 2K17</i> Gameplay - Randy Orton vs. Bubba Ray Dudley
15	<i>WWE 2K17</i> Gameplay - Randy Orton vs. Kane
16	<i>WWE 2K17</i> Gameplay - Royal Rumble
17	<i>WWE 2K17</i> Gameplay - Randy Orton vs. John Cena
18	<i>WWE 2K17</i> Gameplay - Roman Reigns vs. Brock Lesnar
19	Webpage for <i>WWE 2K 18</i> , Standard Edition, <i>WWE 2K 18</i> , available at https://2k.com/en-US/game/wwe-2k18-standard-edition/

¹ Defendants intend to bring to Court an Xbox and/or other video game consoles on which the physical video game exhibits may be played by the parties, the Court, or the jury.

EXHIBIT B – LIST OF DEFENDANTS’ EXHIBITS

Defendants’ Exhibit No.	Description
20	<i>WWE 2K18</i> Load Screen Image (Bogost Rpt. at 20)
21	<i>WWE 2K18</i> Menu Options Image (Bogost Rpt. at 20)
22	<i>WWE 2K18</i> Play / One-on-One Options Image (Bogost Rpt. at 20)
23	<i>WWE 2K18</i> Store / Purchasables Options Image (Bogost Rpt. at 20)
24	<i>WWE 2K18</i> Gameplay Image of Randy Orton (Bogost Rpt. at 29)
25	Video Recording of <i>WWE 2K18</i> (Defendants’ Summary Judgment Ex. 1, Appendix C)
26	<i>WWE 2K18</i> Gameplay - Randy Orton vs. Dean Ambrose
27	<i>WWE 2K18</i> Gameplay - Roman Reigns vs. Randy Orton
28	<i>WWE 2K18</i> Gameplay - Royal Rumble
29	<i>WWE 2K18</i> Gameplay - Randy Orton vs. Seth Rollins
30	<i>WWE 2K18</i> Gameplay - Brock Lesnar vs. Neville
31	Webpage titled “WWE’s history of video games” from WWE.com, available at https://www.wwe.com/article/wwe-video-games-history
32	Photo of Randy Orton, Bates stamped TAKE-TWO_0000913 (Confidential)
33	Photo of Randy Orton, Bates stamped TAKE-TWO_0000914 (Confidential)
34	Photo of Randy Orton, Bates stamped TAKE-TWO_0000918 (Confidential)
35	Photo of Randy Orton, Bates stamped TAKE-TWO_0000909 (Confidential)
36	Photo of Randy Orton, Bates stamped TAKE-TWO_0000910 (Confidential)
37	Photo of Randy Orton, Bates stamped TAKE-TWO_0000911 (Confidential)
38	Photo of Randy Orton, Bates stamped TAKE-TWO_0000912 (Confidential)
39	Photo of Randy Orton, Bates stamped TAKE-TWO_0000915 (Confidential)
40	Photo of Randy Orton, Bates stamped TAKE-TWO_0000916 (Confidential)
41	Photo of Randy Orton, Bates stamped TAKE-TWO_0000917 (Confidential)
42	Photo of Randy Orton, Bates stamped TAKE-TWO_0000919 (Confidential)
43	Photo of Randy Orton, Bates stamped TAKE-TWO_0000920 (Confidential)
44	Photo of Randy Orton, Bates stamped TAKE-TWO_0000921 (Confidential)
45	Photo of Randy Orton, Bates stamped TAKE-TWO_0000922 (Confidential)
46	Photo of Randy Orton, Bates stamped TAKE-TWO_0000923 (Confidential)

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Defendants’ Exhibit No.	Description
47	Photo of Randy Orton, Bates stamped TAKE-TWO_0000924 (Confidential)
48	Photo of Randy Orton, Bates stamped TAKE-TWO_0000925 (Confidential)
49	Photo of Randy Orton, Bates stamped TAKE-TWO_0000926 (Confidential)
50	Photo of Randy Orton, Bates stamped TAKE-TWO_0000927 (Confidential)
51	Photo of Randy Orton, Bates stamped TAKE-TWO_0000928 (Confidential)
52	Photo of Randy Orton, Bates stamped TAKE-TWO_0000929 (Confidential)
53	Drawing of Tribal Tattoo, Bates stamped ALEXANDER000040
54	Photo of Back Tattoo with Drawing, Bates stamped ALEXANDER000038
55	Photo of Back Tattoo with Drawing (Alexander Dep. Ex. 6)
56	Photo of Arm Tattoo, Bates stamped ALEXANDER000044
57	Photo of Randy Orton, front view, Bates stamped ALEXANDER000043
58	Photo of Arm Tattoo, Bates stamped ALEXANDER000048
59	Photo of Randy Orton, side view, Bates stamped ALEXANDER000045
60	Skin and Tattoo Image for Character, Bates stamped TAKE-TWO_0000798 (Confidential)
61	Skin and Tattoo Image for Character, Bates stamped TAKE-TWO_0000799 (Confidential)
62	Skin and Tattoo Image for Character, Bates stamped TAKE-TWO_0000800 (Confidential)
63	Skin and Tattoo Image for Character, Bates stamped TAKE-TWO_0000801 (Confidential)
64	Skin and Tattoo Image for Character, Bates stamped TAKE-TWO_0000802 (Confidential)
65	Skin and Tattoo Image for Character, Bates stamped TAKE-TWO_0000803 (Confidential)
66	Skin and Tattoo Image for Character, Bates stamped TAKE-TWO_0000804 (Confidential)
67	Skin and Tattoo Image for Character, Bates stamped TAKE-TWO_0000805 (Confidential)
68	Skin and Tattoo Image for Character, Bates stamped TAKE-TWO_0000806 (Confidential)

EXHIBIT B – LIST OF DEFENDANTS’ EXHIBITS

Defendants’ Exhibit No.	Description
69	Skin and Tattoo Image for Character, Bates stamped TAKE-TWO_0000807 (Confidential)
70	Skin and Tattoo Image for Character, Bates stamped TAKE-TWO_0000808 (Confidential)
71	Skin and Tattoo Image for Character, Bates stamped TAKE-TWO_0000809 (Confidential)
72	Skin and Tattoo Image for Character, Bates stamped TAKE-TWO_0000810 (Confidential)
73	Skin and Tattoo Image for Character, Bates stamped TAKE-TWO_0000811 (Confidential)
74	Skin and Tattoo Image for Character, Bates stamped TAKE-TWO_0000812 (Confidential)
75	Skin and Tattoo Image for Character, Bates stamped TAKE-TWO_0000813 (Confidential)
76	Skin and Tattoo Image for Character, Bates stamped TAKE-TWO_0000814 (Confidential)
77	Skin and Tattoo Image for Character, Bates stamped TAKE-TWO_0000815 (Confidential)
78	Skin and Tattoo Image for Character, Bates stamped TAKE-TWO_0000816 (Confidential)
79	Skin and Tattoo Image for Character, Bates stamped TAKE-TWO_0000817 (Confidential)
80	Skin and Tattoo Image for Character, Bates stamped TAKE-TWO_0000818 (Confidential)
81	Skin and Tattoo Image for Character, Bates stamped TAKE-TWO_0000819 (Confidential)
82	Skin and Tattoo Image for Character, Bates stamped TAKE-TWO_0000820 (Confidential)
83	Skin and Tattoo Image for Character, Bates stamped TAKE-TWO_0000821 (Confidential)
84	Skin and Tattoo Image for Character, Bates stamped TAKE-TWO_0000822 (Confidential)
85	September 1, 2009 Booking Contract between World Wrestling Entertainment, Inc. and Randal Orton, Bates stamped WWE_Alexander0000001–WWE_Alexander0000026 (Confidential)

EXHIBIT B – LIST OF DEFENDANTS’ EXHIBITS

Defendants’ Exhibit No.	Description
86	February 11, 2013 Agreement between World Wrestling Entertainment, Inc. and Take-Two Interactive Software, Inc., Bates stamped TAKE-TWO_0000498–TAKE-TWO_0000542 (Confidential)
87	Redacted February 11, 2013 Agreement between World Wrestling Entertainment, Inc. and Take-Two Interactive Software, Inc.
88	January 6, 2016 Amendment One to Agreement between World Wrestling Entertainment, Inc. and Take-Two Interactive Software, Inc., Bates stamped TAKE-TWO_0000543–TAKE-TWO_0000559 (Confidential)
89	Redacted January 6, 2016 Amendment One to Agreement between World Wrestling Entertainment, Inc. and Take-Two Interactive Software, Inc.
90	February 12, 2013 Master Developer Agreement between Yuke’s Co. Ltd. and 2K Sports, Inc., Bates stamped TAKE-TWO_0000560–TAKE-TWO_0000609 (Confidential)
91	Chart of <i>WWE 2K</i> Franchise sales since Apr 2015, Bates stamped TAKE-TWO_0001332 (Highly Confidential)
92	Chart of <i>WWE 2K</i> Franchise sales since Apr 2015, Bates stamped TAKE-TWO_0000983 (Highly Confidential)
93	Schedules of <i>WWE 2K</i> Sales and Profits (Malackowski Rpt. App. C) (Highly Confidential)
94	November 5, 2018 Plaintiff Catherine Alexander’s Objections and Responses to Defendants Take-Two Interactive Software, Inc., 2K Games, Inc., 2K Sports, Inc., and Visual Concepts Entertainment’s First Set of Requests for Admissions to Plaintiff Catherine Alexander, Dkt. No. 95
95	October 15, 2018 Plaintiff’s Objections and Responses to Defendants Take-Two Interactive Software, Inc., 2K Games, Inc., 2K Sports, Inc., and Visual Concepts Entertainment’s First Set of Interrogatories to Plaintiff Catherine Alexander
96	January 7, 2019 Plaintiff Catherine Alexander’s Objections and Responses to Defendants Take-Two Interactive Software, Inc., 2K Games, Inc., 2K Sports, Inc., and Visual Concepts Entertainment’s Second Set of Requests for Admission to Plaintiff Catherine Alexander, Dkt. No. 108
97	November 19, 2018 Letter from Anthony Simon regarding Plaintiff’s Objections and Responses to Defendants’ First Set of Interrogatories and Plaintiff’s Objections and Responses to Defendants’ First Set of Requests for Production

EXHIBIT B – LIST OF DEFENDANTS’ EXHIBITS

Defendants’ Exhibit No.	Description
98	January 10, 2019 Plaintiff’s Objections and Supplemental Responses to Defendants Take-Two Interactive Software, Inc., 2K Games, Inc., 2K Sports, Inc., and Visual Concepts Entertainment’s First Set of Interrogatories to Plaintiff Catherine Alexander
99	January 7, 2019 Plaintiff Catherine Alexander’s Objections and Responses to Defendants Take-Two Interactive Software, Inc., 2K Games, Inc., 2K Sports, Inc., and Visual Concepts Entertainment’s Second Set of Interrogatories to Plaintiff Catherine Alexander
100	October 15, 2018 Plaintiff’s Objections and Responses to Defendants Take-Two Interactive Software, Inc., 2K Games, Inc., 2K Sports, Inc., and Visual Concepts Entertainment’s First Set of Requests for Production to Plaintiff Catherine Alexander
101	January 10, 2019 Plaintiff’s Objections and Supplemental Responses to Defendants Take-Two Interactive Software, Inc., 2K Games, Inc., 2K Sports, Inc., and Visual Concepts Entertainment’s First Set of Requests for Production to Plaintiff Catherine Alexander
102	February 25, 2019 Letter United States Copyright Office to The Simon Law Firm re Bible Verse Design, Bates stamped ALEXANDER000067-ALEXANDER000069
103	State of Missouri Patron Consent Form (Alexander Dep. Ex. 2)
104	November 4, 2019 Declaration of Randy Orton (Defendants’ Summary Judgment Ex. 2)
105	November 27, 2018 Declaration of Gary Glatstein, Bates stamped TAKE-TWO_0001327-TAKE-TWO_0001331
106	February 23, 2018 Declaration of Thomas Ray Cornett in <i>Solid Oak Sketches, LLC v. 2K Games, Inc. et al.</i> , 15-cv-724 (SDNY) (Jablonski Rpt. Ex. 3)
107	March 13, 2018 Declaration of Deshawn Morris a/k/a Shawn Rome in <i>Solid Oak Sketches, LLC v. 2K Games, Inc. et al.</i> , 15-cv-724 (SDNY) (Jablonski Rpt. Ex. 4)
108	February 7, 2018 Declaration of Justin Wright in <i>Solid Oak Sketches, LLC v. 2K Games, Inc. et al.</i> , 15-cv-724 (SDNY) (Jablonski Rpt. Ex. 5)
109	WITHDRAWN
110	WITHDRAWN
111	WITHDRAWN

EXHIBIT B – LIST OF DEFENDANTS’ EXHIBITS

Defendants’ Exhibit No.	Description
112	WITHDRAWN
113	WITHDRAWN
114	WITHDRAWN
115	WITHDRAWN
116	WITHDRAWN
117	WITHDRAWN
118	Webpage titled “31 World’s Best Matching Tattoos for Couples” from BestPickr, available at http://bestpickr.com/matching-couples-tattoos
119	August 16, 2013 Article titled “From counter-culture to mainstream: Why the red-hot tattoo boom is bound to end” from National Post, available at https://nationalpost.com/news/canada/why-this-red-hot-tattoo-boom-is-bound-to-end-with-regret-again
120	September 25, 2013 Article titled “Justin Bieber’s Bible Psalm Tattoo on the Back of His Shoulder” from PopStarTats, available at www.popstartats.com/justin-bieber-tattoos/shoulder-bible-psalm/
121	July 17, 2009 Article titled “Oetzi iceman’s tattoos came from fireplace” from DiscoveryNews, available at http://www.nbcnews.com/id/31965532/ns/technology_and_science-science/t/oetzi-icemans-tattoos-came-fireplace/
122	January 28, 2015 Article titled “Peak of Ink” from Inlander, available at https://www.inlander.com/spokane/peak-of-ink/Content?oid=2405964
123	February 3, 2014 Article titled “People always say the same thing about tattoos” from BBC News, available at https://www.bbc.com/news/magazine-25330947
124	August 26, 2014 Article titled “Siberian Mummy Burial Row” from International Business Times, available at https://www.ibtimes.co.uk/siberian-mummy-burial-row-villagers-want-princess-ukok-reburied-stop-natural-disasters-1462705
125	September 30, 2013 Article titled “The rise of the text tattoo” from BBC News, available at https://www.bbc.com/news/magazine-24306141
126	Webpage titled “Top 43 Bible Verse Tattoo Ideas” from Next Luxury, available at https://nextluxury.com/mens-style-and-fashion/bible-verse-tattoos-for-men/

EXHIBIT B – LIST OF DEFENDANTS’ EXHIBITS

Defendants’ Exhibit No.	Description
127	Webpage titled “Top 55 Best Rose Tattoos for Men” from Improb.com, available at https://improb.com/best-rose-tattoos-for-men/
128	December 10, 2012 Blog post titled “Tattooing in Ancient Egypt Part 2: The Mummy of Amunet”, available at https://blogs.ucl.ac.uk/researchers-in-museums/tag/dr-daniel-fouquet/
129	Tweet from Louvre Museum, available at https://twitter.com/MuseeLouvre/status/1245374207552258049/photo/1
130	Louvre Webpage for “Figurine of a naked woman”, available at https://www.louvre.fr/en/oeuvre-notices/figurine-naked-woman
131	June 26, 2014 British Museum Article titled “Tattoos in ancient Egypt and Sudan”, available at https://blog.britishmuseum.org/tattoos-in-ancient-egypt-and-sudan/
132	Archaeology.org Webpage titled “Faience Figuring and Bowl”, available at https://www.archaeology.org/issues/107-features/tattoos/1352-faience-egypt-amunet-hathor-bes
133	Webpage displaying image titled “Vyvyn Lazonga’s Hands” (2014) available at https://www.sdbarber.com/tattooed-portraits-2013-2014/ppicfvr2pf8hm20tfyv2v1k3i246s
134	Webpage displaying image titled “Tattooed Self Portrait 4” (2008), available at https://www.sdbarber.com/tattooed-portraits-2008/2aaum9x6ons0wqguxlh2gvh74eyxp0
135	Webpage displaying image titled “Portrait of the Artist, Luke Stewart, Head Study” (2009), available at https://www.sdbarber.com/tattooed-portraits-2009/e04fzyir2eusmwvoqbnyb96awh4u6q
136	Page titled “Randy Orton” on Smackdown Hotel (Bogost Rpt. Ex. 4)
137	January 16, 2017 Article titled “PC Monitor Display Sizes Continues to Grow” from TechTalk (Bogost Rpt. Ex. 5)
138	September 8, 2015 Article titled “TV Screens Are Getting Bigger and Bigger” from Statista (Bogost Rpt. Ex. 6)
139	January 16, 2018 Article titled “ <i>WWE 2K18</i> roster: Meet the Superstars joining the list of playable characters” from WWE (Bogost Rpt. Ex. 7)
140	Article titled “ <i>WWE 2K18</i> New Moves Pack is Out Today” from WWE (Bogost Rpt. Ex. 8)
141	October 21, 2017 Wiki Entry titled “Game Modes” from IGN <i>WWE 2K18</i> Wiki Guide (Bogost Rpt. Ex. 9)

EXHIBIT B – LIST OF DEFENDANTS’ EXHIBITS

Defendants’ Exhibit No.	Description
142	October 18, 2017 Article titled “ <i>WWE 2K18</i> : Review of MyCareer and Road to Glory Modes” from the Bleacher Report (Bogost Rpt. Ex. 10)
143	Post on WWEGames Subreddit titled “Skip show intros on <i>WWE2K18</i> MyCareer” (Bogost Rpt. Ex. 13)
144	Post on <i>WWE 2K17</i> Steam Community Board titled “Skipping intros?” (Bogost Rpt. Ex. 14)
145	Nick Montfort, <i>et al.</i> , “10 PRINT CHR\$(205.5+RND(1)); : GOTO 10”, available at https://10print.org/10_PRINT_121114.pdf
146	Photo of <i>WWE 2K</i> Gameplay (Bogost Rpt. at 18)
147	Photo of <i>WWE 2K</i> Gameplay (Bogost Rpt. at 19)
148	Photo of <i>WWE 2K</i> Gameplay (Bogost Rpt. at 19)
149	Photo of <i>WWE 2K</i> Gameplay (Bogost Rpt. at 19)
150	Photo of <i>WWE 2K</i> Gameplay (Bogost Rpt. at 19)
151	Photo of <i>WWE 2K</i> Gameplay (Bogost Rpt. at 29)
152	Photo of <i>WWE 2K</i> Gameplay (Bogost Rpt. at 29)
153	Photo of <i>WWE 2K</i> Gameplay (Bogost Rpt. at 30)
154	Questionnaire (Sample Web Screenshots) (Jay Report App. D)
155	Background Information on the YouGov Online Panel (Jay Report App. F)
156	Background Information on the Research Now/SSI Online Panel (Jay Report App. G)
157	Main Reasons and Other Reasons Survey Respondents Gave for Buying a <i>WWE 2K</i> Video Game (Jay Report App. H)
158	Which Wrestlers’ Depiction Was a Reason for Buying a <i>WWE 2K</i> Video Game and What Features of Aspects of Their Appearance Were Important to Depict (Jay Report App. I)
159	WITHDRAWN
160	WITHDRAWN
161	Image of merchandise titled “WWE Wrestling Judgment Day 2008 T Shirt Triple H Shawn Michaels Undertaker XL,” available at https://www.ebay.com/itm/WWE-Wrestling-Judgment-Day-2008-T-Shirt-Triple-H-Shawn-Michaels-Undertaker-XL/303408065564?hash=item46a487ac1c:g:ZA4AAOSwHv1d-rOO

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Defendants’ Exhibit No.	Description
162	Image of merchandise titled “WWE Wrestling Royal Rumble 2008 PPV T-Shirt 3XL Black Randy Orton Rey Mysterio,” available at https://www.ebay.com/itm/WWE-Wrestling-Royal-Rumble-2008-PPV-T-Shirt-3XL-Black-Randy-Orton-Rey-Mysterio/283836587129?hash=item4215fa9c79:g:pdCAAOSwJrBehl-D
163	Webpage for April 2008 WWE Magazine via Prowrestling Fandom Wiki, available at https://prowrestling.fandom.com/wiki/WWE_Magazine_-_April_2008
164	Image of merchandise titled “WWE Bragging Rights 2009 PPV Promo Poster, Undertaker, CM Punk, Excellent Cond,” available at https://www.ebay.com/itm/WWE-Bragging-Rights-2009-PPV-Promo-Poster-Undertaker-CM-Punk-Excellent-Cond/173570690472?hash=item28699e8da8:g:3~YAAOSwnVRbtbUc
165	Image of merchandise titled “RANDY ORTON Med THE LEGEND Killer 2002 WWE Wwf WRESTLING Tee Shirt New Deadstock,” available at https://www.ebay.com/itm/RANDY-ORTON-Med-THE-LEGEND-Killer-2002-WWE-Wwf-WRESTLING-Tee-Shirt-New-Deadstock/353067731803?hash=item52347a0b5b:g:eaEAAOSw9~xerxug
166	Image of merchandise titled “2004 WWF UNFORGIVEN Promo T-SHIRT Triple H VS Randy Orton WWE Rare VTG RAW L,” available at https://www.ebay.com/itm/2004-WWF-UNFORGIVEN-Promo-T-SHIRT-Triple-H-VS-Randy-Orton-WWE-Rare-VTG-RAW-L/263906290659?hash=item3d720a6be3:g:arcAAOSwKWxbh0Hd
167	Image of merchandise titled “WWE Wrestling Armageddon 2007 PPV T-Shirt 3XL Black Randy Orton Undertaker Edge,” available at https://www.ebay.com/itm/WWE-Wrestling-Armageddon-2007-PPV-T-Shirt-3XL-Black-Randy-Orton-Undertaker-Edge/283836586487?hash=item4215fa99f7:g:OucAAOSw0NZeh145
168	Image of merchandise titled “2007 Royal Rumble Official Poster Rare!! 27x39 Blast Area PPV Poster WWF WWE,” available at https://www.ebay.com/itm/2007-Royal-Rumble-Official-Poster-Rare-27x39-Blast-Area-PPV-Poster-WWF-WWE/133371986052?hash=item1f0d970084:g:xEgAAOSw1mdefCaZ
169	Image of merchandise titled “WWE RANDY ORTON NO MERCY CARDBOARD POSTER (NEW),” available at https://www.ebay.com/itm/WWE-RANDY-ORTON-NO-MERCY-CARDBOARD-POSTER-NEW/154051309241?hash=item23de2c6eb9:g:pNoAAOSw1GZfPGCU
170	Demonstratives for Use with Ian Bogost, Ph.D.

EXHIBIT B – LIST OF DEFENDANTS’ EXHIBITS

Defendants’ Exhibit No.	Description
171	Demonstratives for Use with Nina Jablonski, Ph.D.
172	Demonstratives for Use with E. Deborah Jay, Ph.D.
173	Demonstratives for Use with Edward Kiang
174	Demonstratives for Use with Mark Little
175	Demonstratives for Use with James Malackowski
176	Demonstratives for Use with Randy Orton
177	Demonstratives for Use with Chris Snyder
178	February 17, 2018 Instagram post from schrockbrian (Alexander Dep. Ex. 1)
179	Photo of Arm Tattoo with Drawing, produced as ALEXANDER000042 (Alexander Dep. Ex. 9)
180	Postal Confirmations for Library of Congress Submissions, produced as ALEXANDER000029–ALEXANDER000034 (Alexander Dep. Ex. 19)
181	December 12, 2018 Email U.S. Copyright Office to The Simon Law Firm re Copyright Status Request, produced as ALEXANDER000056–ALEXANDER000058 (Alexander Dep. Ex. 20)
182	Spreadsheet titled “WWE 2K Franchise sales since Apr’2015”, produced as TAKE-TWO_0000982 (Highly Confidential)
183	Spreadsheet titled “WWE 2K Franchise sales since Apr’2015”, produced as TAKE-TWO_0001447 (Highly Confidential)
184	December 28, 2007, Game Log Post by Jose Zagal titled “Half-Life 2: Episode 1 (PC)” (Zagal Dep. Ex. 1)
185	November 3, 2008, Destructoid article by Nick Chester titled “WWE’s Randy Orton talks videogames, violence, having his face in a game” (Zagal Dep. Ex. 2)
186	Sportskeeda slide “#6 Randy Orton” from slideshow titled “Top 10 coolest WWE Tattoos” (Zagal Dep. Ex. 4)
187	Jose P. Zagal, Ludoliteracy: Defining, Understanding, and Supporting Games Education (ETC Press 2010)
188	Physical Exhibit: WWE SmackDown!: Shut Your Mouth (PS2, 2002)
189	Physical Exhibit: WWE SmackDown!: Here Comes The Pain (PS2, 2003)
190	Physical Exhibit: WWE SmackDown! vs. Raw (PS2, 2004)
191	Physical Exhibit: WWE SmackDown! vs. Raw 2006 (PS2, 2005)
192	Physical Exhibit: WWE SmackDown vs. Raw 2007 (PS2, 2006)

EXHIBIT B – LIST OF DEFENDANTS’ EXHIBITS

Defendants’ Exhibit No.	Description
193	Physical Exhibit: WWE SmackDown vs. Raw 2008 (PS2, 2007)
194	Physical Exhibit: WWE SmackDown vs. Raw 2009 (PS2, 2008)
195	Physical Exhibit: WWE SmackDown vs. Raw 2010 (PS2, 2009)
196	Physical Exhibit: WWE SmackDown vs. Raw 2011 (PS2, 2010)
197	WWE SmackDown!: Shut Your Mouth (PS2, 2002) Gameplay - Randy Orton vs. Kane
198	WWE SmackDown!: Here Comes The Pain (PS2, 2003) Gameplay - Randy Orton vs. Batista
199	WWE SmackDown! vs. Raw (PS2, 2004) Gameplay - Randy Orton vs. Kane
200	WWE SmackDown! vs. Raw 2006 (PS2, 2005) Gameplay - Randy Orton vs. Triple H
201	WWE SmackDown vs. Raw 2007 (PS2, 2006) Gameplay - Randy Orton vs. Triple H
202	WWE SmackDown vs. Raw 2008 (PS2, 2007) Gameplay - Randy Orton vs. Kane
203	WWE SmackDown vs. Raw 2009 (PS2, 2008) Gameplay - Randy Orton vs. Undertaker
204	WWE SmackDown vs. Raw 2010 (PS2, 2009) Gameplay - Randy Orton vs. Kane
205	WWE SmackDown vs. Raw 2011 (PS2, 2010) Gameplay - Randy Orton vs. John Cena
206	Poster Advertising Pay-Per-View Event Titled WWE Vengeance
207	Poster Advertising Pay-Per-View Event Titled SmackDown Presents: No Way Out
208	Poster Advertising Pay-Per-View Event Titled WWE No Mercy
209	Poster Advertising Pay-Per-View Event Titled WWE Backlash
210	Poster Advertising Pay-Per-View Event Titled WWE Fatal 4 Way
211	Poster Advertising Pay-Per-View Event Titled Night of Champions
212	Poster Advertising Pay-Per-View Event Titled WWE Over the Limit
213	Poster Advertising Pay-Per-View Event Titled Payback
214	Poster Advertising Pay-Per-View Event Titled Payback
215	Poster Advertising Pay-Per-View Event Titled The Greatest Wrestling Match Ever: BackLash

EXHIBIT B – LIST OF DEFENDANTS’ EXHIBITS

Defendants’ Exhibit No.	Description
216	Screenshot from WWE SmackDown!: Shut Your Mouth (PS2, 2002) Gameplay - Randy Orton vs. Kane
217	Screenshot from WWE SmackDown!: Shut Your Mouth (PS2, 2002) Gameplay - Randy Orton vs. Kane
218	Screenshot from WWE SmackDown!: Shut Your Mouth (PS2, 2002) Gameplay - Randy Orton vs. Kane
219	Screenshot from WWE SmackDown!: Here Comes The Pain (PS2, 2003) Gameplay - Randy Orton vs. Batista
220	Screenshot from WWE SmackDown!: Here Comes The Pain (PS2, 2003) Gameplay - Randy Orton vs. Batista
221	Screenshot from WWE SmackDown!: Here Comes The Pain (PS2, 2003) Gameplay - Randy Orton vs. Batista
222	Screenshot from WWE SmackDown!: Here Comes The Pain (PS2, 2003) Gameplay - Randy Orton vs. Batista
223	Screenshot from WWE SmackDown! vs. Raw (PS2, 2004) Gameplay - Randy Orton vs. Kane
224	Screenshot from WWE SmackDown! vs. Raw (PS2, 2004) Gameplay - Randy Orton vs. Kane
225	Screenshot from WWE SmackDown! vs. Raw (PS2, 2004) Gameplay - Randy Orton vs. Kane
226	Screenshot from WWE SmackDown! vs. Raw (PS2, 2004) Gameplay - Randy Orton vs. Kane
227	Screenshot from WWE SmackDown! vs. Raw 2006 (PS2, 2005) Gameplay - Randy Orton vs. Triple H
228	Screenshot from WWE SmackDown! vs. Raw 2006 (PS2, 2005) Gameplay - Randy Orton vs. Triple H
229	Screenshot from WWE SmackDown! vs. Raw 2006 (PS2, 2005) Gameplay - Randy Orton vs. Triple H
230	Screenshot from WWE SmackDown! vs. Raw 2006 (PS2, 2005) Gameplay - Randy Orton vs. Triple H
231	Screenshot from WWE SmackDown! vs. Raw 2006 (PS2, 2005) Gameplay - Randy Orton vs. Triple H
232	Screenshot from WWE SmackDown! vs. Raw 2006 (PS2, 2005) Gameplay - Randy Orton vs. Triple H

EXHIBIT B – LIST OF DEFENDANTS’ EXHIBITS

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233	Screenshot from WWE SmackDown! vs. Raw 2006 (PS2, 2005) Gameplay - Randy Orton vs. Triple H
234	Screenshot from WWE SmackDown vs. Raw 2007 (PS2, 2006) Gameplay - Randy Orton vs. Triple H
235	Screenshot from WWE SmackDown vs. Raw 2007 (PS2, 2006) Gameplay - Randy Orton vs. Triple H
236	Screenshot from WWE SmackDown vs. Raw 2007 (PS2, 2006) Gameplay - Randy Orton vs. Triple H
237	Screenshot from WWE SmackDown vs. Raw 2007 (PS2, 2006) Gameplay - Randy Orton vs. Triple H
238	Screenshot from WWE SmackDown vs. Raw 2008 (PS2, 2007) Gameplay - Randy Orton vs. Kane
239	Screenshot from WWE SmackDown vs. Raw 2008 (PS2, 2007) Gameplay - Randy Orton vs. Kane
240	Screenshot from WWE SmackDown vs. Raw 2008 (PS2, 2007) Gameplay - Randy Orton vs. Kane
241	Screenshot from WWE SmackDown vs. Raw 2009 (PS2, 2008) Gameplay - Randy Orton vs. Undertaker
242	Screenshot from WWE SmackDown vs. Raw 2009 (PS2, 2008) Gameplay - Randy Orton vs. Undertaker
243	Screenshot from WWE SmackDown vs. Raw 2009 (PS2, 2008) Gameplay - Randy Orton vs. Undertaker
244	Screenshot from WWE SmackDown vs. Raw 2009 (PS2, 2008) Gameplay - Randy Orton vs. Undertaker
245	Screenshot from WWE SmackDown vs. Raw 2010 (PS2, 2009) Gameplay - Randy Orton vs. Kane
246	Screenshot from WWE SmackDown vs. Raw 2010 (PS2, 2009) Gameplay - Randy Orton vs. Kane
247	Screenshot from WWE SmackDown vs. Raw 2010 (PS2, 2009) Gameplay - Randy Orton vs. Kane
248	Screenshot from WWE SmackDown vs. Raw 2010 (PS2, 2009) Gameplay - Randy Orton vs. Kane
249	Screenshot from WWE SmackDown vs. Raw 2010 (PS2, 2009) Gameplay - Randy Orton vs. Kane

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Defendants’ Exhibit No.	Description
250	Screenshot from WWE SmackDown vs. Raw 2010 (PS2, 2009) Gameplay - Randy Orton vs. Kane
251	Screenshot from WWE SmackDown vs. Raw 2011 (PS2, 2010) Gameplay - Randy Orton vs. John Cena
252	Screenshot from WWE SmackDown vs. Raw 2011 (PS2, 2010) Gameplay - Randy Orton vs. John Cena
253	Screenshot from WWE SmackDown vs. Raw 2011 (PS2, 2010) Gameplay - Randy Orton vs. John Cena
254	Screenshot from WWE SmackDown vs. Raw 2011 (PS2, 2010) Gameplay - Randy Orton vs. John Cena
255	Photograph of Randy Orton (2002, forearms, front view)
256	Photograph of Randy Orton (2002, biceps, arms crossed, front view)
257	Photograph of Randy Orton (2002, biceps, back view)
258	Photograph of Randy Orton (2002, left bicep, front view)
259	Photograph of Randy Orton (2003, biceps, shoulders, back view)
260	Photograph of Randy Orton (2003, right bicep, back and zoomed-in view)
261	Photograph of Randy Orton (2003, right shoulder, zoomed-in view)
262	Photograph of Randy Orton (2004, left bicep, left forearm, side view)
263	Photograph of Randy Orton (2004, left bicep, partial right bicep, back view)
264	Photograph of Randy Orton (2005, left bicep, side view)
265	Photograph of Randy Orton (2005, forearms, hands in air, front view)
266	Photograph of Randy Orton (2005, forearms, hands in air, back view)
267	Photograph of Randy Orton (2006, right bicep, partial right forearm, partial back, side view)
268	Photograph of Randy Orton (2006, back, biceps, hands in air, back view)
269	Photograph of Randy Orton (2007, back, partial biceps, back view)
270	Photograph of Randy Orton (2007, right forearm, Samantha)

EXHIBIT B – LIST OF DEFENDANTS’ EXHIBITS

Defendants’ Exhibit No.	Description
271	Photograph of Randy Orton (2008, sleeves, front view)
272	Photograph of Randy Orton (2008, sleeves, arms crossed, front view)
273	Photograph of Randy Orton (2008, right sleeve, back view)
274	Photograph of Randy Orton (2008, partial right sleeve, zoomed-in back view)
275	Photograph of Randy Orton (2008, partial right sleeve, zoomed-in back view)
276	Photograph of Randy Orton (2008, partial right sleeve, zoomed-in back view)
277	Photograph of Randy Orton (2008, partial right sleeve, zoomed-in front view)
278	Photograph of Randy Orton (2008, partial right sleeve, zoomed-in front view)
279	Photograph of Randy Orton (2008, partial right sleeve, zoomed-in side view)
280	Photograph of Randy Orton (2008, partial sleeve, Alanna)
281	Photograph of Randy Orton (2008, partial sleeve, Alanna)
282	Photograph of Randy Orton (2008, left partial sleeve)
283	Photograph of Randy Orton (2008, partial sleeve, dove)
284	Photograph of Randy Orton (2008, partial sleeve, dove)
285	Photograph of Randy Orton (2008, left partial sleeve, dove, back view)
286	Photograph of Randy Orton (2008, sleeves, front view)
287	Photograph of Randy Orton (2008, right sleeve, side view)
288	Photograph of Randy Orton (2008, left sleeve, side view)
289	Photograph of Randy Orton (2008, sleeves, front view)
290	Photograph of Randy Orton (2009, left sleeve, front view)
291	Photograph of Randy Orton (2009, right sleeve, front view)
292	Photograph of Randy Orton (2009, sleeves, back view)
293	Photograph of Randy Orton (2010, sleeves, front view)

EXHIBIT B – LIST OF DEFENDANTS’ EXHIBITS

Defendants’ Exhibit No.	Description
294	Photograph of Randy Orton (2010, left sleeve, side view)
295	Photograph of Randy Orton (2010, sleeves, arms crossed, side view)
296	Photograph of Randy Orton (2011, sleeves, front view)
297	Photograph of Randy Orton (2011, sleeves, back view)
298	Photograph of Randy Orton (2011, sleeves, arms crossed, front view)
299	Photograph of Randy Orton (2012, left sleeve, side view)
300	Photograph of Randy Orton (2012, sleeves, back view)
301	Photograph of Randy Orton (2012, right sleeve, side view)
302	Photograph of Randy Orton (2013, right sleeve, side view)
303	Photograph of Randy Orton (2013, sleeves, back view)
304	Photograph of Randy Orton (2013, left sleeve, side view)
305	Photograph of Randy Orton (2014, right sleeve, side view)
306	Photograph of Randy Orton (2014, sleeves, back view)
307	Photograph of Randy Orton (2014, left sleeve, side view)
308	Photograph of Randy Orton (2014, sleeves, front view)
309	Photograph of Randy Orton (2014, sleeves, front view)
310	Photograph of Randy Orton (2014, sleeves, back view)
311	Photograph of Randy Orton (2014, sleeves, arms crossed, zoomed-in front view)
312	Photograph of Randy Orton (2015, sleeves, back view)
313	Photograph of Randy Orton (2015, sleeves, wingspan, 3/4 view)
314	Photograph of Randy Orton (2015, sleeves, front view)
315	Photograph of Randy Orton (2016, sleeves, back view)

EXHIBIT B – LIST OF DEFENDANTS’ EXHIBITS

Defendants’ Exhibit No.	Description
316	Photograph of Randy Orton (2016, sleeves, front view, wearing sleeveless hoodie)
317	Photograph of Randy Orton (2016, left sleeve, 3/4 view, wearing sleeveless hoodie)
318	Photograph of Randy Orton (2016, right sleeve, 3/4 view, wearing sleeveless hoodie)
319	Photograph of Randy Orton (2016, sleeves, front view, wearing sleeveless hoodie)
320	Photograph of Randy Orton (2017, sleeves, front view)
321	Photograph of Randy Orton (2017, sleeves, 3/4 view)
322	Photograph of Randy Orton (2017, sleeves, 3/4 view)
323	Photograph of Randy Orton (2017, sleeves, back view)
324	Photograph of Randy Orton (2017, sleeves, back view)
325	Photograph of Randy Orton (2018, sleeves, front view)
326	Photograph of Randy Orton (2018, right sleeve, side view)
327	Photograph of Randy Orton (2018, sleeves, back view)
328	Photograph of Randy Orton (2018, left sleeve, side view)
329	Photograph of Randy Orton (2018, sleeves, 3/4 view)
330	Demonstratives for Use with Alfredo Brody
331	Video of <i>WWE 2K16</i> , produced as TAKE-TWO_0000178

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF ILLINOIS
EAST ST. LOUIS DIVISION**

CATHERINE ALEXANDER,

Plaintiff,

-VS-

TAKE-TWO INTERACTIVE SOFTWARE, INC.,
2K GAMES, INC.; 2K SPORTS, INC.; WORLD
WRESTLING ENTERTAINMENT, INC.;
VISUAL CONCEPTS ENTERTAINMENT;
YUKE'S CO., LTD.; AND YUKE'S LA, INC.,

Case No. 3:18-cv-966- SMY

Defendants.

CERTIFICATE OF SERVICE

I hereby certify that on August 26, 2022, I caused the foregoing DEFENDANTS' SECOND AMENDED RULE 26(a)(3) PRETRIAL DISCLOSURES to be electronically served on the below individuals:

Anthony G. Simon
Anthony R. Friedman
Carrie L. Roseman
Paul Joseph Tahan
R. Seth Crompton
Bernadette Kennedy

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/s/ Dale M. Cendali

Dale M. Cendali (admitted *pro hac vice*)
Kirkland & Ellis LLP
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Attorney for Defendants 2K Games, Inc., 2K Sports, Inc., Take-Two Interactive Software, Inc., and Visual Concepts Entertainment